

AMENDED IN ASSEMBLY MARCH 23, 2000

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 1886

Introduced by Assembly Member Lowenthal

February 10, 2000

An act to add Section 1203.098 to the Penal Code, relating to domestic violence.

LEGISLATIVE COUNSEL'S DIGEST

AB 1886, as amended, Lowenthal. Training requirements: batterers' treatment program.

Existing law requires that a person convicted of a crime of domestic violence, as defined, and granted probation, be required to satisfactorily complete a batterers' treatment program. A batterers' treatment program is required to include specified components.

This bill would require *solo* facilitators of batterers' treatment programs to meet minimum training requirements, including 40 hours of basic-core training, and 52 weeks of a cofacilitation internship in an approved treatment program with an experienced facilitator. ~~Facilitators would also be required to meet minimum continuous education requirements including 16 hours a year of continuing education for facilitators with less than 4 years of experience as defined, and 8 hours a year of continuing education for facilitators with more than 4 years of experience.~~ *The bill would require solo facilitators to complete 16 hours of continuing education, as specified.*

Additionally, the bill would authorize a person or agency with a specific hardship to request the probation department for an extension of time to complete the training or to complete alternative training options. By increasing the duties of local officers this bill would impose a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: ~~no~~—yes. State-mandated local program: ~~no~~—yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 1203.098 is added to the Penal
2 Code, to read:
3 1203.098. (a) Unless otherwise provided, a person
4 who works as a solo-facilitator in a batterers' treatment
5 program shall complete the following requirements
6 before being eligible to work as a solo-facilitator in a
7 batterers' treatment program:
8 (1) Forty hours of core-basic training pursuant to the
9 approved basic curriculum. *Eight hours of this instruction*
10 *shall be provided by a shelter based or shelter approved*
11 *trainer. The core curriculum shall include the following*
12 *components:*
13 (A) *A minimum of eight hours in basic domestic*
14 *violence knowledge.*
15 (B) *A minimum of eight hours in multicultural and*
16 *multiethnic diversity and domestic violence.*
17 (C) *A minimum of four hours in batters' treatment*
18 *overview.*

1 (D) A minimum of four hours in substance abuse and
2 domestic violence.

3 (E) A minimum of four hours in intake and
4 assessment.

5 (F) A minimum of four hours in group content areas.

6 (G) A minimum of four hours in group dynamics.

7 (H) A minimum of four hours in additional facilitator
8 concerns.

9 (2) Fifty-two weeks of a cofacilitation internship in an
10 approved batterers' treatment program with a minimum
11 of a one two-hour group session each week. A
12 cofacilitation internship requires that an experienced
13 facilitator be present in the room during the group
14 session.

15 (3) An experienced facilitator is one who has the
16 following qualifications:

17 (A) A minimum of two years experience conducting
18 batterers' groups at an approved agency.

19 (B) Documentation on file, approved by the agency,
20 evidencing that the experienced facilitator has the skills
21 needed to provide quality supervision and training.

22 (C) Documented experience working with batterers
23 for three years. This requirement may be satisfied by
24 working with individual batterers or by working with
25 batterers' groups.

26 (b) A solo facilitator of a batterers' treatment program
27 shall complete the following minimum continuing
28 education requirements:

29 (1) A person who has conducted probation approved
30 batterers' groups of at least one group a week, for four
31 years or less prior to January 1 of the year in which he or
32 she attends continuing education, shall attend 16 hours a
33 year of continuing education.

34 ~~(2) A person who has conducted probation approved~~
35 ~~batterers' groups for more than four years prior to~~
36 ~~January 1 of the year in which he or she attends~~
37 ~~continuing education, shall attend eight hours a year of~~
38 ~~continuing education.~~

1 (2) Sixteen hours of continuing education
2 requirements may be in either domestic violence or a
3 related field.

4 (c) A person or agency with a specific hardship may
5 request the probation department, in writing, for an
6 extension of time to complete the training or to complete
7 alternative training options.

8 SEC. 2. Notwithstanding Section 17610 of the
9 Government Code, if the Commission on State Mandates
10 determines that this act contains costs mandated by the
11 state, reimbursement to local agencies and school
12 districts for those costs shall be made pursuant to Part 7
13 (commencing with Section 17500) of Division 4 of Title
14 2 of the Government Code. If the statewide cost of the
15 claim for reimbursement does not exceed one million
16 dollars (\$1,000,000), reimbursement shall be made from
17 the State Mandates Claims Fund.